

contributed to the Federal Employee's Retirement System to receive a refund of retirement deductions and any other money to their credit in the Retirement fund.

There are estimated to be 81,000 respondents for SF 3106 and 40,500 respondents for SF 3106A. It takes approximately 27 minutes to complete SF 3106 and 6 minutes to complete SF 3106A. The annual burden for SF 3106 is 36,450 and the annual burden for SF 3106A is 4,050.

For copies of this proposal, contact Doris R. Benz on (703) 908-8564.

**DATES:** Comments on this proposal should be received within thirty (30) calendar days from the date of this publication.

**ADDRESSES:** Send or deliver comments to—

Daniel A. Green, Chief, FERS Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, NW, Room 4429, Washington, DC 20415

and

Joseph Lackey, OPM Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, NW., Room 10235, Washington, DC 20503.

#### FOR INFORMATION REGARDING

**ADMINISTRATIVE COORDINATION—CONTACT:** Mary Beth Smith-Toomey, Management Services Division, (202) 606-0623.

U.S. Office of Personnel Management.

**Lorraine A. Green,**

*Deputy Director.*

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**BILLING CODE 6325-01-M**

#### Notice of Request for Review of a Revised Information Collection Standard Form 3112

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1980 (title 44, U.S. Code, chapter 35), this notice announces a request for review of a revised information collection. Standard Form 3112, CSRS/FERS Documentation in Support of Disability Retirement Application, collects information from applicants for disability retirement so that OPM can determine whether to approve a disability retirement. Standard Form 3112 supersedes SF 2824 and SF 3105, Documentation in Support of Disability Retirement Application (CSRS & FERS).

Approximately 12,100 Standard Form 3112, SF 3112A and SF 3112C will be completed annually. The SF 3112A requires approximately 30 minutes to complete and the SF 3112C requires approximately 60 minutes to complete. The annual burden is 12,775 hours.

For copies of this proposal, contact Doris R. Benz on (703) 908-8564.

**DATES:** Comments on this proposal should be received on or before September 20, 1995.

**ADDRESSES:** Send or deliver comments to—

Lorraine E. Dettman, Chief, Retirement and Insurance Group, Operations Support Division, U.S. Office of Personnel Management, 1900 E Street NW., Room 3349, Washington, DC 20415

and

Joseph Lackey, OPM Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, NW., Room 10235, Washington, DC 20503.

#### FOR FURTHER INFORMATION REGARDING

**ADMINISTRATIVE COORDINATION—CONTACT:** Mary Beth Smith-Toomey, Management Services Division, (202) 606-0623.

U.S. Office of Personnel Management.

**Lorraine A. Green,**

*Deputy Director.*

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#### SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-36103; File No. SR-Amex-95-06]

#### Self-Regulatory Organizations; Order Approving Proposed Rule Change and Notice of Filing and Order Granting Accelerated Approval of Amendment No. 2 to Proposed Rule Change by the American Stock Exchange, Inc., Relating to Options on the Morgan Stanley Real Estate Investment Trust Index

August 14, 1995.

#### I. Introduction and Background

On February 16, 1995, the American Stock Exchange, Inc. ("Amex" or "Exchange") submitted to the Securities and Exchange Commission ("SEC" or "Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposed rule change to

list and trade options on the Morgan Stanley REIT Index ("REIT Index"). On March 9, 1995, the Exchange filed Amendment No. 1 to its proposal.<sup>3</sup> Notice of the proposal appeared in the **Federal Register** on March 23, 1995.<sup>4</sup> No comments were received on the proposed rule change set forth in the Notice. On May 16, 1995, the Exchange filed Amendment No. 2 to its proposal.<sup>5</sup> This order approves the Exchange's proposal, as amended.

#### II. Description of the Proposal

##### A. General

The Amex proposes to list and trade standardized options on the REIT Index, a capitalization weighted index developed by Morgan Stanley & Co. Incorporated ("Morgan Stanley") comprised of real estate investment trusts ("REITs")<sup>6</sup> which are traded on the Amex, and the New York Stock Exchange, Inc. ("NYSE"), or are traded through the facilities of the Nasdaq system and are reported Nasdaq national market ("NM") securities. In addition, the Amex proposes to amend its Rule 902C(d) to include the REIT Index in the disclaimer provisions of that rule. The REIT Index represents a portfolio of the largest and most actively traded REITs, and is designed to provide a broad measure of real estate equity performance. The Index does not

<sup>3</sup> Amendment No. 1 provides additional information regarding the Index components, and states that the Exchange will file with the Commission pursuant to Section 19(b)(1) of the Act should the number of component securities in the Index exceed 116. See letters from Claire P. McGrath, Managing Director and Special Counsel, Derivatives Securities, Amex, to Michael Walinskas, Branch Chief, Division of Market Regulation, Commission, dated March 6 and March 9, 1995 ("Amendment No. 1").

<sup>4</sup> Securities Exchange Act Release No. 35511 (March 17, 1995), 60 FR 15316.

<sup>5</sup> Letter from Claire P. McGrath, Managing Director and Special Counsel, Derivative Securities, Amex, to Michael Walinskas Branch Chief, Division of Market Regulation, Commission, dated May 16, 1995 ("Amendment No. 2"). Amendment No. 2 provides additional clarifying information regarding the Index, including the number of Index components that are eligible for standardized options trading, strike price intervals, and position limits. *Id.*

<sup>6</sup> REITs are financial vehicles that allow investors to pool funds for participation in real estate ownership of financing. REITs are subject to special tax treatment and are exempt from corporate level tax if they meet certain qualifications. These qualifications include, but are not limited to, the distribution of 95% of taxable income; that five or fewer individuals cannot own more than 50% of the shares; that over 10% to total assets cannot be sold in one year; and that at least 75% of taxable income be derived from real estate in the form of, for example, rents, mortgages, or gains from the sale of real estate. All components on the Index will be REITs as that term is defined in Sections 856 through 860 of the Internal Revenue Code, 26 U.S.C. 856-60 (1988 & Supp. 1993). See Amendment No. 1, *supra* note 3.

<sup>1</sup> 15 U.S.C. 78s(b)(1) (1998).

<sup>2</sup> 17 CFR 240.19b-4 (1994).